

VESTAL POLICE DEPARTMENT

CASE NUMBER: 19-1447

STATE OF NEW YORK: COUNTY OF BROOME: TOWN OF VESTAL COURT  
THE PEOPLE OF THE STATE OF NEW YORK

-VS-

SUPPORTING DEPOSITION  
TRAFFIC INFORMATION

**DANIEL T. BUTASH**  
DEFENDANT

DOB: 07/31/1984

ADDRESS: 122 Alexander St  
Endicott, NY 13760

**ACCUSATION**

Steven M. Will , being a police officer and the complainant on a Simplified Traffic Information (bearing serial number V31296277M) previously filed with this court charging the above named Defendant with having committed the MISDEMEANOR of DRIVING WHILE INTOXICATED in violation of Section 1192 Subdivision 3 of the Vehicle and Traffic Law of the State of New York.

**FACTS**

The above named defendant, at or about 1:31 AM, on the 1<sup>st</sup> day of February 2019, was operating a 2018 Tesla bearing State of New York registration number JDZ1500, on St Rt 17, a public highway in the Town of Vestal, Broome County, New York. The defendant at that time was found to have a strong odor of an alcoholic beverage coming from his breath, and the defendant's eyes were bloodshot. The defendant also exhibited other similar indications of intoxication and was involved in a personal injury motor vehicle accident. All contrary to the provision of the statute in such case made and provided.

The above allegations of fact are made by the Complainant herein on direct knowledge and upon information and belief with the sources of Complainant's information and the grounds for his belief being direct knowledge.

NOTICE  
(Penal Law Sec. 210.45)

IT IS A CRIME, PUNISHABLE AS A CLASS A MISDEMEANOR UNDER THE LAWS OF THE STATE OF NEW YORK, FOR A PERSON IN AND BY A WRITTEN INSTRUMENT TO KNOWINGLY MAKE A FALSE STATEMENT, OR TO MAKE A STATEMENT WHICH SUCH PERSON DOES NOT BELIEVE TO BE TRUE.

SIGNED AND AFFIRMED ON  
1 February, 2019

  
OFFICER SIGNATURE

VESTAL POLICE DEPARTMENT

STATE OF NEW YORK:  
COUNTY OF BROOME:  
TOWN OF VESTAL COURT:

CASE NUMBER: 2019-1447

THE PEOPLE OF THE STATE OF NEW YORK

FELONY COMPLAINT

-VS-

DANIEL T. BUTASH  
DEFENDANT

DOB: 07/31/1984

ADDRESS: 1032 Alexander St  
Endicott, NY 13760

ACCUSATION:

By this information, Officer Steven M. Will, as the Complainant herein, accuses Daniel T. Butash, the above named Defendant with having committed the offense of **VEHICULAR ASSAULT IN THE SECOND DEGREE**, in violation of Section 120.03 (1) of the Penal Law of the State of New York, a **CLASS E FELONY**.

FACTS:

The above named defendant, at or about 1:31 AM on Friday, the 1<sup>st</sup> day of February 2019, on St Rt 17, located in the Town of Vestal, County of Broome, State of New York, did, commit the crime of **VEHICULAR ASSAULT IN THE SECOND DEGREE**. A person is guilty of vehicular assault in the second degree when he or she causes serious physical injury to another person while operating a motor vehicle in violation of subdivision two, three, four or four -a of section eleven hundred ninety-two of the Vehicle and Traffic Law or operates a vessel or public vessel in violation of paragraph (b), (c), (d) or (e) of subdivision two of section forty-nine-a of the navigation law, and as a result of such intoxication or impairment by the use of a drug, or by the combined influence of drugs or of alcohol and any drug or drugs, operates such motor vehicle, vessel or public vessel in a manner that causes such serious physical injury to such other person.

TO WIT:

At the aforementioned time, date, and location said defendant did commit the crime of **VEHICULAR ASSAULT IN THE SECOND DEGREE** when he knowingly and unlawfully operated a motor vehicle in an intoxicated condition and was involved in a motor vehicle accident which caused serious physical injury to another person. All contrary to the statute in such case made and provided.


The above allegations of fact are made by the Complainant herein on direct knowledge and or information and belief with the source of the information and the grounds for the belief being direct knowledge.

NOTICE:

(PENAL LAW, SEC. 210.45)

IT IS A CRIME, PUNISHABLE AS A CLASS A MISDEMEANOR UNDER THE LAWS OF THE STATE OF NEW YORK, FOR A PERSON, IN AND BY A WRITTEN INSTRUMENT, TO KNOWINGLY MAKE A FALSE STATEMENT, OR TO MAKE A STATEMENT WHICH SUCH PERSON DOES NOT BELIEVE TO BE TRUE.

SIGNED AND AFFIRMED ON  
1 February, 2019

  
Officer Steven M. Will 163

Copies: Original to Court ( ) Defendant ( ) Case Copy ( ) DA's Copy ( )

**VESTAL POLICE DEPARTMENT**

**STATE OF NEW YORK:  
COUNTY OF BROOME:  
TOWN OF VESTAL COURT:**

**CASE NUMBER: 2019 - 01447**

**THE PEOPLE OF THE STATE OF NEW YORK  
-VS-**

**FELONY COMPLAINT:**

**DANIEL T. BUTASH  
DEFENDANT**

**DOB:** 07/31/1984  
**ADDRESS:** [REDACTED]  
Endicott, New York 13760

**ACCUSATION:**

**BE IT KNOWN THAT**, by this **FELONY COMPLAINT**, Officer Steven M. Will, as the Complainant herein, accuses Daniel T. Butash, the above named Defendant, with having committed the offense of **ASSAULT IN THE SECOND DEGREE** in violation of Section 120.05 Subdivision (4) of the Penal Law of the State of New York, a **CLASS D FELONY**.

**FACTS:**

That the above named defendant, at or about 1:30 AM on Friday the 1st day of February 2019, while on State Route 17, located in the Town of Vestal, County of Broome, State of New York, He recklessly causes serious physical injury to another person by means of a deadly weapon or a dangerous instrument.

**TO WIT:**

At the aforementioned time, date and location the above named defendant did commit the crime of **ASSAULT IN THE SECOND DEGREE** when he recklessly operated a motor vehicle, resulting in a motor vehicle accident and a serious physical injury to another person. All contrary to the provision of the statute in such case are made and provided.

The above allegations of fact are made by the Complainant herein on direct knowledge and upon information and belief with the sources of the complainant's information and the grounds for his belief being direct knowledge.

**NOTICE:**

**(PENAL LAW, SEC. 210.45)**

**IT IS A CRIME, PUNISHABLE AS A CLASS A MISDEMEANOR UNDER THE LAWS OF THE STATE OF NEW YORK, FOR A PERSON, IN AND BY A WRITTEN INSTRUMENT, TO KNOWINGLY MAKE A FALSE STATEMENT, OR TO MAKE A STATEMENT WHICH SUCH PERSON DOES NOT BELIEVE TO BE TRUE.**

**SIGNED AND AFFIRMED ON  
1 February, 2019**

  
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**Officer Steven M. Will #163**

Copies: Original to Court ( ) Defendant ( ) Case Copy ( ) DA's Copy ( )